

Mr. John Boccio, CPUC
c/o Environmental Science Associates
436 14th St., Suite. 600
Oakland, CA 94612-2727

Re: Draft Program Environmental Impact Report for
Sempra Communications' Application for a Certificate of Public
Convenience and Necessity
CPUC A.00-02-020

Dear Mr. Boccio:

Sempra Communications has reviewed the Draft Program Environmental Impact Report ("DPEIR") prepared for its application for a CPCN and has found it to be a very complete and thorough description of our proposed action. We do, however, have a few comments:

Mitigation Measure AGR-1b (pages 1-6, 4.2-8 and B-17): This mitigation measure would require Sempra Communications to "consult with all potentially affected landowners" of agricultural land through which an activity would be undertaken. This may not be possible for several reasons. First, landowners may not be reasonably accessible, particularly in instances when land has been leased to others for agricultural uses. In these instances, consultation with tenants may be preferable. Second, landowners may simply refuse to consult with us. Thus, we suggest that the mitigation measure be changed to read:

K-1

Sempra Communications shall use its best efforts to consult with all potentially affected landowners or tenants associated with installation of fiber optic cable facilities in portions of the activity area that cross farmland as part of the right of way use or land acquisition process.

Mitigation Measure AIR-1a (pages 1-7, 4.3-43, and B-17-B-18): This mitigation measure requires that certain water applications be made under specified circumstances for Sempra Communications' activities. We suggest that some allowance be made for circumstances where the ground is already moist, such as during or after a storm. We also suggest one minor change to clarify that the dust abatement is to address only impacts that are due to Sempra Communications' activities. We propose the following changes:

K-2

Sempra Communications would require construction contractors to implement the following construction dust abatement program:

- Water all active construction areas at least twice daily, unless the soil is already sufficiently damp;
- Cover all trucks hauling soil, sand, and other loose materials or require all trucks to maintain at least two feet of freeboard;
- Pave, apply water three times daily, or apply (non-toxic) soil stabilizers on all unpaved access roads, parking areas and staging areas at construction sites, unless the soil is already sufficiently damp;
- Sweep daily (with water sweepers) all paved surfaces at construction sites; and
- Sweep streets daily (with water sweepers) if visible soil material is carried onto adjacent public streets as a result of Sempra Communications' activities.

K-2

Mitigation Measure HAZ-2b and -2c (page B-58): We suggest that the Mitigation Monitoring Plan, Table B-4, be slightly changed to more accurately reflect the actual mitigation measure proposed in the DPEIR text at page 4.7-8:

Characterize soils excavated in high-risk areas for disposal if they are suspected of being contaminated.

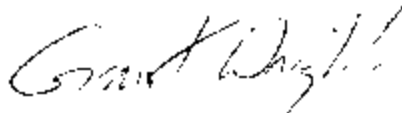
K-3

Test groundwater for petroleum hydrocarbons in high-risk areas before dewatering.

We believe these few clarifications will help the DPEIR achieve the mitigation that was intended.

We have appreciated the opportunity to work together with you on completing the CEQA process for Sempra Communications' CPCN.

Very truly yours,



Grant Wright

External Affairs - Regulatory Policy & Analysis
Sempra Energy Global Enterprises

K. SEMPRA ENERGY GLOBAL ENTERPRISES, GRANT WRIGHT – EXTERNAL AFFAIRS, REGULATORY POLICY & ANALYSIS

K-1 Suggested revisions addressing the potential inaccessibility of landowners do not alter the effectiveness of the mitigation measure to offset the potential significance of project impacts to agricultural land. The following revisions will be included in the text on pages 1-6, 4.2-8, and B-17 as follows:

Mitigation Measure AGR-1b: Sempra Communications' shall consult to the greatest extent feasible with all potentially affected landowners or tenants associated with installation of fiber optic cable facilities in portions of the project area that crosses farmland as part of the right of way use or land acquisition process.

K-2 Suggested revisions pertaining to Mitigation Measure AIR-1a will be incorporated as requested because they do not alter the effectiveness of the mitigation measure to offset the potential significant of project impacts to air quality. The following revisions will be included in the text on pages 1-7, 4.3-43, and B-17 to B-18:

Mitigation Measure AIR-1a: Sempra Communications would require construction contractors to implement the following construction dust abatement program during activities conducted by Sempra Communications:

- Water all active construction areas at least twice daily, unless the soil is already sufficiently damp;
- Cover all trucks hauling soil, sand and other loose materials or require all trucks to maintain at least two feet of freeboard;
- Pave, apply water three times daily, or apply (non-toxic) soil stabilizers on all unpaved access roads, parking areas and staging areas at construction sites, unless the soil is already sufficiently damp;
- Sweep daily (with water sweepers) all paved surfaces at construction sites; and
- Sweep streets daily (with water sweepers) if visible soil material is carried onto adjacent public streets.

K-3 Comment noted. Text in the MMRP will be revised to reflect the mitigation measure presented in the EIR as follows in **Table B-4** on page B-58:

Characterize soils excavated in high-risk areas for disposal if they are suspected of being contaminated.

Test groundwater for petroleum hydrocarbons in high-risk areas before dewatering.